

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

TUESDAY, THE 10TH JULY 2007 / 19TH ASHADHA 1929

Crl.Rev.Pet.No. 1117 of 2000

**CRA.106/2000 of SESSIONS COURT, KASARAGOD
MC.50/1999 of CHIEF JUDICIAL MAGISTRATE, KASARAGOD**

REVN. PETITIONER/APPELLANTS/COUNTER PETITIONER 2 AND 3 :

1. **DOOMANNA RAI,
AGED 35 YRS, S/O. SHANKARA RAI,
KUNHIMOOLA HOUSE, BELA VILLAGE,
KASARAGOD TALUK.**
2. **AMMU RAI, AGED 50 YRS,
S/O. SHANKA RAI,
KINNIMAJAL HOUSE,
MUGU VILLAGE, KASARAGOD TALUK.**

**BY ADV. SRI.M.SASINDRAN
SRI.BEPIN VIJAYAN**

RESPONDENTS/RESPONDENTS/COMPLAINANT:

**STATE OF KERALA,
REP. BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA.**

BY PUBLIC PROSECUTOR SRI. C.K. SURESH

**THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD
ON 10/07/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

ORDER ON CMP NO. 5875/2000 IN CRL.RP NO. 1117/2000 A.

DISMISSED

10/07/2007.

SD/- K.R.UDAYABHANU, JUDGE.

True copy

K.R. UDAYABHANU, J.

CRL.R.P.NO. 1117 OF 2000

DATED THIS THE 10th July 2007

ORDER

The revision petitioners are the sureties to the first accused in C.C.No. 558/1994 in the file of the Chief Judicial Magistrate Court, Kasaragod. The court below initiated the proceedings and imposed a fine of Rs.5,000/- each as the petitioners/sureties despite receipt of notice did not appear before the court below. The appeal filed was also dismissed on account of limitation and the petitioners were not present before the Sessions Judge.

All the same, it is submitted that thereafter the accused appeared before the trial court and underwent trial. In the circumstances, the order of the Chief Judicial Magistrate is modified and the petitioners are sentenced to pay a penalty of R.500/- each. The Crl. revision petition is disposed of accordingly.

K.R.UDAYABHANU, JUDGE

ks.

K.R.UDAYABHANU, J

CRL.R.P.NO. 1117 OF 2000

ORDER

10-7-2007